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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOSEPH MAJOR, individually,

Plaintiff,

v.

SUNGHA MORM, individually; DOE
INDIVIDUALS 1-20, inclusive; and ROE
CORPORATIONS 1-20, inclusive,

Defendants.

CASE NO: 2:23-cv-00343-RFB-EJY

**STIPULATION AND ~~(PROPOSED)~~
ORDER TO EXTEND DISCOVERY
(First Request)**

SUNGHA MORM, individually,

Third-Party Plaintiff,

v.

ENTERPRISE LEASING COMPANY – WEST,
LLC, a foreign corporation; DOE INDIVIDUALS
1-20, inclusive; and ROE CORPORATIONS 1-20,
inclusive,

Third-Party Defendants

COME NOW Plaintiff JOSEPH MAJOR and Defendant SUNGHA MORM, by and through
their respective attorneys of record, and herein stipulate, agree and make joint application to extend
the discovery period in this matter for a period of ninety (90) days.

I. INTRODUCTION

Plaintiff's claims arise out of an alleged motor vehicle collision on April 24, 2021, on Highway 215 near mile marker 12 in Las Vegas, Nevada. Plaintiff filed his Complaint in the Eighth Judicial District Court for Clark County, Nevada on December 21, 2022, and Defendant Sungha Morm removed this matter to the United States District Court on March 3, 2023. Pursuant to the Discovery Plan and Scheduling Order entered on April 6, 2023, initial expert disclosures must be served by July 3, 2023, and rebuttal expert disclosures must be served by August 3, 2023. Discovery is currently set to close on August 30, 2023. Dispositive motions must be filed no later than September 29, 2023, and the Joint Pretrial Order must be filed by October 30, 2022.

On May 15, 2023, Defendant Morm filed an Amended Answer and Third-Party Complaint against Enterprise Leasing Company – West, LLC, which was served on May 30, 2023. Third-Party Defendant Enterprise has not yet responded to this Complaint or otherwise appeared in this matter. Based on the recent addition of Enterprise Leasing Company – West to this action, Plaintiff and Defendant have agreed to extend the discovery deadlines by ninety (90) days.

II. DISCOVERY COMPLETED TO DATE

1. Defendant served his Initial Disclosures pursuant to FRCP 26(a)(1) on March 30, 2023;
2. Plaintiff served his Initial Disclosures pursuant to FRCP 26(a)(1) on April 3, 2023;
3. Plaintiff served his First Set of Requests for Production of Documents, First Set of Interrogatories, and First Set of Requests for Admissions on April 17, 2023;
4. Defendant served his First Set of Requests for Production of Documents and First Set of Interrogatories on April 24, 2021;
5. Defendant served his First Supplement to his Initial Disclosures pursuant to FRCP 26(a)(1) on May 30, 2023; and

- 1 6. Defendant served his Responses to Plaintiff's First Set of Requests for Production of
2 Documents and First Set of Requests for Admissions, and Answers to Defendant's First
3 Set of Interrogatories on May 31, 2023.

4 **III. DISCOVERY REMAINING**

- 5 1. Deposition of Plaintiff Joseph Major
6 2. Deposition of Defendant Sungha Morm
7 3. Deposition of FRCP 30(b)(6) witness for Third-Party Defendant Enterprise;
8 4. Deposition of Plaintiff's various treating physicians;
9 5. Expert witness and rebuttal disclosures;
10 6. The depositions of all experts;
11 7. Depositions of additional witnesses as may be identified through discovery.
12

13 **IV. REASONS WHY DISCOVERY SHOULD BE EXTENDED**

14 Plaintiff Major and Defendant Morm have been actively conducting discovery and have each
15 served initial written discovery. The parties were prepared to conduct the depositions of Plaintiff and
16 Defendant and were identifying mutually convenient dates when Defendant sought leave to file his
17 Amended Answer and Third-Party Complaint against Enterprise Leasing Company. The parties
18 concluded that, in the interest of fairness and to avoid the need for duplicative discovery efforts, all
19 depositions should be postponed until Enterprise Leasing Company had the opportunity to participate
20 in those deposition. Given that Enterprise has not yet responded to Defendant's Third-Party
21 Complaint and the deadline for initial expert disclosures is on July 3, 2023, an extension of the current
22 deadlines is necessary to allow the appropriate time for all parties to conduct necessary discovery
23 before disclosing expert witnesses.
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The parties acknowledge that this stipulation is filed within twenty (20) days of the current deadline for the disclosure of expert witnesses. The delay in submitting this stipulation was, however, unavoidable and the result of excusable neglect. This stipulation was submitted as soon as practicable once the parties realized that the addition of Enterprise Leasing Company necessitated additional time to conduct discovery, including those depositions that are necessary and relevant to expert witness opinions and reports in this case.

Based on the foregoing, the parties respectfully request this Court approve the instant Stipulation to extend discovery by ninety (90) days.

V. PROPOSED SCHEDULE FOR COMPLETING DISCOVERY

	<u>Current Deadline</u>	<u>Proposed New Deadline</u>
Add Parties/Amend Pleadings	June 1, 2023	Closed
Expert Disclosures	July 3, 2023	October 2, 2023
Rebuttal Expert Disclosures	August 3, 2023	November 1, 2023
Close of Discovery	August 30, 2023	November 28, 2023
Dispositive Motions	September 29, 2023	December 28, 2023
Consolidated Pre-Trial Order	October 30, 2023	January 29, 2024

The parties have entered into this stipulation in an effort to complete discovery and pretrial motions in an efficient manner, and not for purposes of delay. The parties wish to conduct discovery in a manner that is fair for all parties and avoids duplicative efforts and expense.

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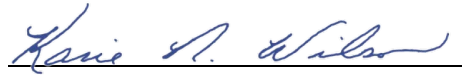
Major v. Morm
Stipulation to Extend Discovery (First Request)
Case No. 2:23-cv-00343-RFB-EJY

Dated this 14th day of June 2023.

Dated this 14th day of June 2023.

MESSNER REEVES LLP

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~~(PROPOSED)~~ ORDER TO EXTEND DISCOVERY

IT IS SO ORDERED.

Dated: June 14, 2023.


UNITED STATES MAGISTRATE JUDGE